

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1050 be amended to read as follows:

1 Page 3, between lines 11 and 12, begin a new paragraph and insert:
2 "SECTION 2. IC 36-7-4-311, AS AMENDED BY P.L.165-2003,
3 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2004]: Sec. 311. (a) ADVISORY. The advisory plan
5 commission may appoint, prescribe the duties, and fix the compensation
6 of such employees as are necessary for the discharge of the duties of
7 the commission. This compensation must be in conformity with salaries
8 and compensation fixed up to that time by the fiscal body of the
9 municipality or county, as the case may be. The commission may
10 contract for special or temporary services and any professional counsel.
11 (b) AREA. **Except as provided in subsection (c),** the area plan
12 commission shall appoint an executive director for the planning
13 department and fix the director's compensation. To be qualified for the
14 position, the executive director must have training and experience in the
15 field of planning and zoning. The commission may not give any
16 consideration to political affiliation in the appointment of the executive
17 director.
18 (c) AREA. **This subsection applies to a county that does not**
19 **contain a second class city. When there is a vacancy in the**
20 **position of executive director of the planning department, the area**
21 **plan commission shall give to the county commissioners the name**
22 **of an individual recommended for the position. The county**
23 **commissioners shall appoint an executive director. The appointee**
24 **is not required to be the individual recommended by the area plan**
25 **commission. The county commissioners may remove the executive**
26 **director. The county commissioners shall fix the executive**
27 **director's compensation. To be qualified for the position, an**
28 **individual must have training and experience in the field of**
29 **planning and zoning. In appointing the executive director, the**
30 **county commissioners may not give any consideration to the**

- 1 **political affiliation of the applicant."**
- 2 Renumber all SECTIONS consecutively.
(Reference is to EHB 1050 as printed February 20, 2004.)

Senator JACKMAN